

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NEW YORK

BLACK LOVE RESISTS IN THE RUST, *et al.*,
individually and on behalf of a class of all others
similarly situated,

Plaintiffs,

v.

CITY OF BUFFALO, N.Y., *et al.*,

Defendants.

No. 1:18-cv-00719-CCR

**CONSENT MOTION FOR ADJOURNMENT
OF DEADLINES IN CASE MANAGEMENT ORDER**

Plaintiffs respectfully move to amend the scheduling order to extend the class certification motion, initial expert report, and subsequent deadlines by approximately 8 days. Defendants have consented to this request.

Plaintiffs propose to extend the deadlines in the scheduling order as follows:

Deadline	Current Date	Modified Date
Class certification motion	May 21, 2024	May 29, 2024
Service of initial expert reports	May 21, 2024	May 29, 2024
Motion to compel discovery	May 29, 2024	June 20, 2024
Service of rebuttal expert reports	July 23, 2024	July 31, 2024
Completion of all expert discovery	August 20, 2024	August 28, 2024
Dispositive Motions	September 13, 2024	September 24, 2024

In support of this Motion, Plaintiffs state as follows:

1. Under the present schedule, the deadline for the class certification motion and service of initial expert reports is May 21, 2024. The deadline for any motion to compel

discovery is May 29, 2024. The Court has set additional deadlines, leading to a dispositive motion deadline of September 13, 2024.

2. The Parties continue to make substantial progress with respect to completing the production of all remaining discovery materials. Defendants have produced additional materials to Plaintiffs in response to Plaintiffs' requests, including additional GIVE monthly reports, IAD files, FBI gang lists, and other materials.

3. On the deadline for initial expert reports and the class certification motion, Plaintiffs intend to serve three expert reports and file a motion for class certification with a supporting brief of approximately 50 pages and numerous supporting exhibits. In light of the volume of these materials, the substantial work involved in reviewing additional materials produced by Defendants after the close of discovery, and to ensure that Plaintiffs have sufficient time to complete these papers, Plaintiffs are requesting a slight extension of the deadline for initial expert reports and the class certification motion by 8 days.

4. Plaintiffs request an extension of 22 days for the deadline to file a motion to compel discovery. The Parties are working together to address any outstanding discovery issues as expeditiously and efficiently as possible and continue to meet and confer regarding these issues. Plaintiffs believe that an additional extension of the motion to compel deadline may be sufficient in order for the Parties to try to come to agreement regarding any outstanding discovery-related issues in advance of that deadline.

5. Accordingly, the Parties respectfully request the modifications of the case management order set forth above.

6. The Parties thank the Court in advance for its consideration of this request.

Dated: Buffalo, New York
May 16, 2024

Respectfully Submitted,

/s/ Claudia Wilner

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CERTIFICATE OF SERVICE

I hereby certify that on May 16, 2024, the foregoing document was filed with the Clerk of the Court and served in accordance with the Federal Rules of Civil Procedure, and/or the Western District's Local Rules, and/or the Western District's Case Filing Rules & Instructions upon all counsel registered through the ECF System.

s/ Claudia Wilner